

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**FISHER SAND & GRAVEL, CO., d/b/a Southwest  
Asphalt Paving, and  
FISHER SAND & GRAVEL - NEW MEXICO, INC.,**

**Plaintiffs,**

**v.**

**No. 10-cv-0635 RB/SMV**

**FNF CONSTRUCTION, INC.,  
PULICE CONSTRUCTION, INC., GARY GIRÓN,  
MAX VALERIO, JED BILLINGS, and  
STEPHEN BASILA,**


**Defendants.**

**ORDER DENYING MOTION FOR LIMITED JURISDICTIONAL DISCOVERY**

THIS MATTER is before the Court on Plaintiff's Opposed Motion for Order Authorizing Limited Jurisdictional Discovery [Doc.113] ("Motion"), filed on September 4, 2012, and the Court's November 14, 2012 hearing on that Motion. The Court has scheduled a Rule 16 scheduling conference for January 23, 2013, when it will set a discovery schedule. *See* Initial Scheduling Order [Doc. 146]. The Court, being otherwise fully advised in the premises, FINDS that the Motion is moot and should be denied.

**IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that Plaintiff's Opposed Motion for Order Authorizing Limited Jurisdictional Discovery [Doc.113] is **DENIED** as moot.

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
**STEPHAN M. VIDMAR**  
United States Magistrate Judge